OFFICE OF THE STATE CONTROLLER

STATE MANDATED COSTS CLAIMING INSTRUCTIONS NO. 2004-13

ANNUAL REVISIONS- LOCAL AGENCIES

SEPTEMBER 30, 2004

Government Code Section (GC §) 17561 provides for the reimbursement of state mandated costs. Enclosed is information for updating the Mandated Cost Manual for Cities, Counties, and Special Districts. The manual contains all forms and instructions that are necessary for local agencies to file 2004-05 annual claims with the State Controller's Office (SCO).

Estimated claims for costs to be incurred during the 2004-05 fiscal year and reimbursement claims that detail the costs actually incurred in the 2003-04 fiscal year must be filed with the SCO. Claims must be delivered or postmarked on or before January 15, 2005. If the claim is filed after the deadline, but by January 15, 2006, the approved claim will be reduced by a late penalty of 10% not to exceed a maximum of \$1,000 for on-going claims. In order for a claim to be considered properly filed, the claim must include supporting documentation specified in the instructions to substantiate the costs claimed. In addition, the claimant must explain the functions performed by each employee for whom costs were claimed. Claims will not be accepted if filed more than one year after the deadline or without supporting documentation.

Amounts appropriated for the payment of program costs are shown beginning on page 4 under "Appropriations for the State Mandated Cost Programs for the 2004-05 Fiscal Year." The fiscal years for which costs can be claimed for a mandated cost program are shown beginning on page 8 under "Reimbursable State Mandated Cost Programs." To prepare 2004-05 estimated claims and 2003-04 reimbursement claims, forms in the manual should be duplicated to meet the local agency's filing requirements. Claim amounts should be rounded to the nearest dollar.

Submit a signed original and a copy of form FAM-27, Claim for Payment, and all other forms and supporting documents. (To expedite the payment process, please sign the form in blue ink, and attach a copy of the form FAM-27 to the top of the claim package.) Use the following mailing addresses:

If delivered by U.S. Postal Service:

Office of the State Controller Attn: Local Reimbursements Section Division of Accounting and Reporting P.O. Box 942850 Sacramento, CA 94250 If delivered by other delivery services:

Office of the State Controller Attn: Local Reimbursements Section Division of Accounting and Reporting 3301 C Street, Suite 500 Sacramento, CA 95816

MINIMUM CLAIM COST

GC Section 17564(a) provides that no claim shall be filed pursuant to Sections 17551 and 17561, unless such a claim exceeds one thousand dollars (\$1,000), provided that a county may submit a combined claim on behalf of special districts within their county if the combined claim exceeds \$1,000, even if the individual special district's claim does not each exceed \$1,000. The county shall determine if the submission of a combined claim is economically feasible and shall be responsible for disbursing the funds to each special district. Combined claims may be filed only when the county is the fiscal agent for the special districts. A combined claim must show the individual claim costs for each eligible special district. All subsequent claims based upon the same mandate shall only be filed in the combined form unless a special district provides a written notice of its intent to file a separate claim to the county and to the SCO at least 180 days prior to the deadline for filing the claim.

ESTIMATED CLAIMS

Unless otherwise specified in the claiming instructions, claimants do not have to provide cost schedules and supporting documents with the estimated claim if the estimated amount does not exceed the prior fiscal year's actual costs by more than 10%. The claimant can simply enter the estimated amount on form FAM-27, line (07). However, if the estimated claim exceeds the prior fiscal year's actual costs by more than 10%, the claimant must complete claim forms as specified in the claiming instructions for the program and explain the reason for the increased costs. If the explanation to support the higher estimate is not provided with the claim, the claim will automatically be adjusted to 110% of the prior fiscal year's actual costs.

PROGRAM UPDATES FOR 2003-04 FISCAL YEAR

Ch. 486/75 Mandate Reimbursement Process

Ch. 486/75, Mandate Reimbursement Process, provides reimbursement for the cost of: (1) preparing and presenting successful test claims, and (2) preparing and submitting successful reimbursement claims to the SCO. With respect to preparing and submitting claims to the SCO, the 2004 State Budget Act (Ch. 208, Statutes of 2004), imposed in the 2004-05 fiscal year the same limitations as those imposed in the prior fiscal years. Claiming instructions and forms for Chapter 486/75, Mandate Reimbursement Process, were issued separately and are not included in this revision. Limitations on reimbursement for independent contractor costs are as follows:

"If a local agency contracts with an independent contractor for the preparation and submission of reimbursement claims, the costs reimbursable by the state for that purpose shall not exceed the lesser of (1) 10 percent of the amount of the claims prepared and submitted by the independent contractor, or (2) the actual costs that would necessarily have been incurred for that purpose if performed by employees of the local agency.

The maximum amount of reimbursement provided (in the above provision) may be exceeded only if the local agency establishes, by appropriate documentation, that the preparation and submission of these claims could not have been accomplished without the incurring of the additional costs claimed by the local agency."

Updates of Rates and Factors

The following rates are to be used for filing 2003-04 reimbursement claims. The 2003-04 rates are computed by adjusting the 2002-03 rate by the change in the Implicit Price Deflator (IPD) as determined by the State Department of Finance's report of August 2004, *National Deflators*, *State and Local Purchases*. The estimated change in the IPD for 2003-04 is 2.5%. For preparing the 2004-05 estimated claims, local agencies may use the program's 2003-04 rate or increase the 2003-04 rate by the estimated 2004-05 IPD change of 2.1% to determine 2004-05 estimated claim amounts. In the subsequent fiscal year, the estimated amount must be adjusted to actual cost.

• Ch. 1136/93, Open Meetings Act/Brown Act Reform (Program No. 219)

The uniform cost allowance for the 2003-04 fiscal year is \$119.28.

• Ch. 39/98, Redevelopment Agencies Tax Disbursement Reporting (Program No. 245)

The uniform cost allowance per statement for the 2003-04 fiscal year is \$24.81.

• Ch. 1242/77, Senior Citizens' Property Tax Postponement (Program No. 18)

Counties with an established base year entitlement will receive an automatic payment through the State Mandate Apportionment System (SMAS) (See page 5 of the manual). The amount of increase for the 2003-04 apportionment is 2.5%. Counties without an established base year entitlement may file a 2003-04 reimbursement claim. The 2003-04 unit cost reimbursement rate for each document processed is \$12.51.

• Ch. 921/87, Unitary Countywide Tax Rate (Program No. 90)

The 2003-04 Implicit Price Deflator factor for adjusting the 1987-88 base year cost is 1.560.

FINAL FILING DEADLINE FOR 2003-04 FISCAL YEAR CLAIMS

The final filing deadline for 2003-04 reimbursement claims is **January 15, 2005**. A late penalty of 10% up to a maximum of \$1,000 for on-going claims of the approved claim will be applied to 2003-04 claims filed after January 15, 2005. **Claims filed after January 15, 2006, will not be accepted**.

APPROPRIATIONS FOR THE 2004-05 FISCAL YEAR

Source of the State Mandated Cost Appropriations - 2004 State Budget Act (Chapter 208/04)

Mandated	Amounts Appropriated	
Item 0690-296-0001	Office of Emergency Services	
Chapter 411/95	Threats Against Peace Officers Crime Victims' Rights Sex Crime Confidentiality	\$1,000 1,000 0 ³
Item 0820-295-0001	Department of Justice	
Chapter 337/90 Chapter 485/98	Custody of Minors Stolen Vehicle Notification Sex Offenders: Disclosure by Law Enforcement Officers Misdemeanors: Booking and Fingerprinting	$ \begin{array}{c} \$1,000 \\ 0^1 \\ 0^1 \\ 0^1 \end{array} $
Item 0890-295-0001	Secretary of State	
Chapter 391/88 Chapter 704/75 Chapter 1422/82 Chapter 494/79 Chapter 1013/81 Chapter 1042/85 Chapter 1401/76 Chapter 1603/82 Item 0950-295-0001 Chapter 783/95	Investment Reports	1,000 1,000 1,000 ² 1,000 0 ³ 0 ³ 0 ³ 0 ³
•	County Treasury Oversight Committees (Ch. 156, Stats. 1996)	0^1
Item 1730-295-0001	Franchise Tax Board	
Chapter 238/74	Substandard Housing	0^3
Item 1880-295-0001	State Personnel Board	
Chapter 675/90	Peace Officers Procedural Bill of Rights	1,000
Item 2240-295-0001	Department of Housing and Community Development	
Chapter 1143/80	Regional Housing Needs Assessment	1,000

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 $^{^1}$ These programs have been suspended for the 2004-05 fiscal year's budget per Chapter 208/04, therefore, no claims may be filed for the 2004-05 fiscal year.

² Claiming instructions and forms for Chapter 704/75, Voter Registration Procedures, were issued seperately on 8/31/04 and therefore are not included in this manual.

³ These programs have been suspended for multiple fiscal years and no claims may be filed for 2003-04 and 2004-05 fiscal years.

APPROPRIATIONS FOR THE 2004-05 FISCAL YEAR (Continued)

Source of the State Mandated Cost Appropriations

Mandated	Amounts Appropriated	
Item 2660-295-0001 D	Department of Transportation	
Chapter 644/94	Airport Land Use Commissions/Plans	1,000
Item 3480-295-0001 I	Department of Conservation	
Chapter 1131/75	Mineral Resources Policies	0^3
Item 3540-295-0001 D	Department of Forestry and Fire Protection	
Chapter 1188/92	Very High Fire Hazard Severity Zones	0^1
Item 3720-295-0001 C	California Coastal Commission	
Chapter 1330/76	Local Coastal Plans	0^3
Item 3930-295-0001 D	Department of Pesticide Regulation	
Chapter 1200/89	Pesticide Use Reports	1,000
Item 4260-295-0001 D	Department of Health Services	
•	Pacific Beach Safety	1,000
Chapter 1088/88	AIDS Search Warrants	0^1 1,000
	Medi-Cal Beneficiary Death Notices (Ch. 1163, Stats. 1981)	1,000
	Inmates AIDS Testing	0^{1}
	Perinatal Services for Alcohol/Drug Exposed Infants	1,000
	SIDS Training for Firefighters	0^1
	SIDS Contacts by Local Health Officers	0^{1}
Chapter 453/74	SIDS Notices	0^1
Item 4300-295-0001 I	Department of Developmental Services	
Chapter 644/80	Judicial Proceedings	1,000
	Developmentally Disabled Attorneys Services	1,000
Chapter 1253/80	Mentally Retarded Defendents (MRD): Diversion	1,000
*	Conservatorship: Developmentally Disabled Adults	1,000
Chapter 1357/76	Guardianship/Conservatorship Filings	0^3

These programs have been suspended for the 2004-05 fiscal year's budget per Chapter 208/04, therefore, no claims may be filed for the 2004-05 fiscal year.

These programs have been suspended for multiple fiscal years and no claims may be filed for 2003-04 and 2004-05.

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APPROPRIATIONS FOR THE 2004-05 FISCAL YEAR (Continued)

Source of State Mandated Cost Appropriations

Mandated Programs				
Item 4440-295-0001 l	Department of Mental Health (Continued)			
Chapter 498/77		1,000		
	Short Doyle Case Management	0^3		
	Mentally Disordered Sex Offenders: Extended Commitments	1,000		
	Not Guilty by Reason of Insanity II	1,000		
	Short -Doyle Audits	0^{3}		
	Residential Care Services	0^{3}		
	Services to Handicapped Students	1,000		
Chapter 435/93	Mentally Disordered Offender's Extended Commitment	1,000		
Chamter 762/05	Proceedings Samuelly Violent Productors (Ch. 762, State, 1995)	1 000		
	Sexually Violent Predators (Ch. 763, Stats. 1995)	1,000		
Chapter 654/96	Seriously Emotionally Disturbed Pupils	1,000		
Item 5240-295-0001	Department of Corrections			
Chapter 820/91	Prisoner Parental Rights	1,000		
Item 5430-295-0001 l	Board of Corrections			
Chapter 183/92	Domestic Violence Treatment Services Authorization & Case Management	1,000		
Chapter 332/81	Victims' Statements - Minor	0^3		
*	Domestic Violence Treatment Program Approval	0^4		
•	Department of Youth Authority			
Chapter 267/98	Extended Commitment – Youth Authority	0^1		
Item 7350-295-0001 l	Department of Industrial Relations			
Chanter 1171/89	Peace Officers' Cancer Presumption	1,000		
Chapter 1568/82	Firefighters' Cancer Presumption	1,000		
CCR Title 8,		0^{3}		
•		0^3		
CCR Title 8,	Structural and Wildland Firefighter Safety Clothing and Equipment	U		
Item 8120-295-0001	Commission on Peace Officer Standards and Training			
Chapter 246/95	Domestic Violence Arrest Policies and Standards	1,000		
Chapter 126/93		0^{1}		
Chapter 444/97	č	0^1		
Chapter 444/)/	Digo: House Dan Dinotection Huming	· ·		

 $^{^{1}}$ These programs have been suspended for the 2004-05 fiscal year's budget per Chapter 208/04, therefore, no claims may be filed for the 2004-05 fiscal year.

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³ These programs have been suspended for multiple fiscal years and no claims may be filed for 2003-04 and 2004-05 fiscal years.

⁴This program has been repealed.

APPROPRIATIONS FOR THE 2004-05 FISCAL YEAR (Continued)

Source of the State Mandated Cost Appropriations

Mandated Programs				
Item 8570-295-0001 I	Department of Food and Agriculture			
Chapter 752/98	Animal Adoption	13,900,000		
Item 8700-295-0001	California Victim Compensation and Government Claims Board			
Chapter 1123/77	Adult Felony Restitution	0^3		
Item 9100-295-0001	Γax Relief			
Chapter 921/87 Chapter 697/92	Allocation of Property Tax Revenue Senior Citizens' Mobilehome Property Tax Deferral	1,000 1,000 1,000 0 ³ 0 ³		
Item 9210-295-0001 l	Local Government Financing			
Chapter 641/86 Chapter 999/91 Chapter 875/85	Mandate Reimbursement Process Open Meetings Act/Brown Act Reform Rape Victim Counseling Center Notices Photographic Record Evidence Health Benefits for Survivors/Peace Officers and Firefighters Filipino Employee Surveys Lis Pendens Involuntary Lien Notices Domestic Violence Information CPR Pocket Masks	1,000 1,000 1,000 1,000 1,000 0 ³ 0 ³ 0 ³ 0 ³		
Total Funding for th	e 2004-05 Fiscal Year	\$13,937,000		

 3 These programs have been suspended for multiple fiscal years and no claims may be filed for 2003-04 and 2004-05 fiscal years.

REIMBURSABLE STATE MANDATED COST PROGRAMS

Local agencies may file claims with the SCO for costs incurred for the following programs. These programs are listed in alphabetical order by program name. The letters "a", "b", and "c", indicate the agencies eligible to file claims for the given program and fiscal year, as follows:

Letter Eligible Local Agency

- a Counties, Cities, and Special Districts
- b Counties and Cities
- c Counties only

2003-04	2004-05			
Reimburse-	Estimated			Local Agencies
ment Claim	Claim			
a	a	Chapter	77/78	Absentee Ballots
c	c	Chapter	697/99	Absentee Ballots: Tabulation by Precinct
b	b	Chapter	1460/89	Administrative License Suspension
b	b	Chapter	1088/88	AIDS Search Warrants
a	a	Chapter	644/94	Airport Land Use Commissions/Plans
c	c	Chapter	697/92	Allocation of Property Tax Revenue
N/A^1	a	Chapter	752/98	Animal Adoption
a	a	Chapter	391/88	Brendon Maguire Act
c	c	Chapter	1399/76	Child Abduction and Recovery
c	c	Chapter	1304/80	Conservatorship: Developmentally Disabled Adults
c	c	Chapter	498/77	Coroners Costs
c	c	Chapter	921/87	Countywide Tax Rates - Unitary
c	c	Chapter	411/95	Crime Victims' Rights
c	c	Chapter	694/75	Developmentally Disabled: Attorneys' Services
b	b	Chapter	246/95	Domestic Violence Arrest Policies and Standards
b	b	Chapter	183/92	Domestic Violence Treatment Services
a	a	Chapter	1568/82	Firefighters' Cancer Presumption
a	a	Chapter	1170/96	Grand Jury Proceedings
a	a	Chapter	1120/96	Health Benefits for Survivors of Peace Officers and
				Firefighters
c	c	Chapter	644/80	Judicial Proceedings
a	a	Chapter	486/75	Mandate Reimbursement Process
c	c	Chapter	102/81	Medi-Cal Beneficiary Death Notices (Ch. 1163,
				Stats.1981)
c	c	Chapter	435/93	Mentally Disordered Offender's Extended
				Commitment Proceedings
c	c	Chapter	1036/78	Mentally Disordered Sex Offenders: Extended
				Commitments
c	c	Chapter	1253/80	Mentally Retarded Defendants: Diversion
c	c	Chapter	1114/79	Not Guilty by Reason of Insanity II

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 $^{^{1}}$ This program has been suspended for the 2003-04 fiscal year, therefore no claims shall be filed for the 2003-04 fiscal year

REIMBURSABLE STATE MANDATED COST PROGRAMS (Continued)

2003-04	2004-05			Local Agencies
Reimburse-	Estimated			
ment Claim	Claim			
a	a	Chapter	641/86	Open Meetings Act/Brown Act Reform
c	c	Chapter	961/92	Pacific Beach Safety
a	a	Chapter	1171/89	Peace Officers' Cancer Presumption
a	a	Chapter	675/90	Peace Officers Procedural Bill of Rights
c	c	Chapter	1603/90	Perinatal Services for Alcohol/Drug Exposed Infants
c	c	Chapter	1422/82	Permanent Absentee Voters
c	c	Chapter	1200/89	Pesticide Use Reports
a	a	Chapter	875/85	Photographic Record Evidence
c	c	Chapter	18/99	Presidential Primaries
b	b	Chapter	820/91	Prisoner Parental Rights
b	b	Chapter	999/91	Rape Victim Counseling Center Notices
b	b	Chapter	39/98	Redevelopment Agencies – Tax Disbursement
				Reporting
a	a	Chapter	1143/80	Regional Housing Needs Assessment
c	c	Chapter	1242/77	Senior Citizens Property Tax Deferral Program
c	c	Chapter	654/96	Seriously Emotionally Disturbed Pupils/Out of
		_		State Mental Health Services
c	c	Chapter	1747/84	Services to Handicapped Students
c	c	Chapter	762/95	Sexually Violent Predators (Ch. 763, Stats. 1995)
a	N/A^2	Chapter	1249/92	Threats Against Peace Officers

² This program was not included in the 2004-05 fiscal year's budget per Chapter 208/04, therefore, no claims may be filed for the 2004-05 fiscal year.

PROGRAMS SUSPENDED FOR THE 2004-05 FISCAL YEAR

Pursuant to Government Code Section 17581, the following state mandated programs are identified in the 2004 State Budget Act, with a \$0 appropriation by the Legislature. Therefore, the following state mandated programs have been suspended for the 2004-05 fiscal year, and no 2004-05 claim shall be filed.

Chapter	1123/77	Adult Felony Restitution
Chapter	1090/96	Child Abuse Treatment Services
Chapter	156/96	County Treasury Oversight Committees
Chapter	1334/87	CPR Pocket Masks
Chapter	1603/82	Democratic Presidential Delegates
Chapter	1609/84	Domestic Violence Information
Chapter	444/97	Elder Abuse Law Enforcement Training
Chapter	1042/85	Election Materials
Chapter	267/98	Extended Commitment - Youth Authority
Chapter	845/78	Filipino Employee Surveys
Chapter	1357/86	Guardian/Conservatorship Filings
Chapter	494/79	Handicapped Voter Access
Chapter	1597/88	Inmate AIDS Testing
Chapter	783/95	Investment Reports
Chapter	1281/80	Involuntary Lien Notices
Chapter	126/93	Law Enforcement Sexual Harassment Training
Chapter	889/81	Lis Pendens
Chapter	1330/76	Local Coastal Plans
Chapter	1013/81	Local Elections Consolidation
Chapter	1131/75	Mineral Resources Policies
Chapter	1105/92	Misdemeanors: Booking and Fingerprinting
Title	8	Personal Alarm Devices (Cal. Code Reg. Sect. 3401(c))
Chapter	48/87	Property Tax Family Transfers
Chapter	1352/85	Residential Care Services
Chapter	1051/83	Senior Citizens' Mobilehome Property Tax Deferral
Chapter	36/94	Sex Crime Confidentiality
Chapter	485/98	Sex Offenders: Disclosure by Law Enforcement Officers
Chapter	1327/84	Short Doyle Audits
Chapter	815/79	Short Doyle Case Management
Chapter	955/89	SIDS Autopsies
Chapter	268/91	SIDS Contacts by Local Health Officers
Chapter	453/74	SIDS Notices
Chapter	1111/89	SIDS Training for Firefighters
Chapter	337/90	Stolen Vehicle Notification
CCR	Title 8	Structural and Wildlife Firefighter Safety Clothing and Equipment
Chapter	238/74	Substandard Housing
Chapter	1188/92	Very High Fire Hazard Severity Zones
Chapter	332/81	Victims' Statements
Chapter	1401/76	Voter Registration Roll Purge

AUDIT OF COSTS

All claims submitted to the SCO are reviewed to determine if costs are related to the mandate, are reasonable and not excessive, and that the claim was prepared in accordance with the SCO's claiming instructions and the Commission on State Mandate's Parameters and Guidelines (P's and G's). If any adjustments are made to a claim, a "Notice of Claim Adjustment" specifying the claim component adjusted, the amount adjusted, and the reason for the adjustment will be mailed within 30 days after payment of the claim.

On-site audits will be conducted by the SCO as deemed necessary. Pursuant to GC §17558.5, subdivision (a), a reimbursement claim for actual costs filed by a local agency is subject to audit by the State Controller no later than three years after the date the actual reimbursement claim was filed or last amended, whichever is later. However, if no funds were appropriated or no payment was made to a claimant for the program for the fiscal year for which the claim was filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. Therefore, all documentation to support actual costs claimed must be retained for the same period, and shall be made available to the SCO on request.

SOURCE DOCUMENTS

To be eligible for mandated cost reimbursement for any fiscal year, only actual costs may be claimed. Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices, and receipts.

Evidence corroborating the source documents may include, but is not limited to, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, training packets, and declarations. Declarations must include a certification or declaration stating, "I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct based upon personal knowledge." Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise in compliance with local, state, and federal government requirements. However, corroborating documents cannot be substituted for source documents.

RETENTION OF CLAIMING INSTRUCTIONS

For your convenience, the revised claiming instructions in this package have been arranged in alphabetical order by program name. These revisions should be inserted in the Mandated Cost Manual to replace the old forms. The instructions should then be retained permanently for future reference, and the forms should be duplicated to meet your filing requirements. Annually, updated forms and any other information or instructions claimants may need to file claims, as well as instructions and forms for all new programs released throughout the year will be placed on the SCO's Web site at www.sco.ca.gov/ard/local/locreim/ index.shtml.

If you have any questions concerning mandated cost reimbursements, please write to us at the address listed for filing claims, send e-mail to **LRSDAR@sco.ca.gov**, or call the Local Reimbursements Section at (916) 324-5729.